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6 Attorneys for Plaintiffs, ASIS INTERNET SERVICES
and JOEL HOUSEHOLDER

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 ASIS INTERNET SERVICES, a California
11 corporation, and JOEL HOUSEHOLDER, dba
KNEELAND ENGINEERING, dba FOGGY.NET,

12 Plaintiffs,
13 vs.

14 SUSCRIBERBASE INC., a South Carolina
15 Corporation, SUSCRIBERBASE HOLDINGS
16 INC., a South Carolina Corporation,
17 CONSUMER RESEARCH CORPORATION INC.,
a South Carolina Corporation, et al.,

18 Defendants.

CASE NO: CV 09-3503 SC

DECLARATION OF JASON K.
SINGLETON IN SUPPORT OF MOTION
BY PLAINTIFF ASIS FOR DISMISSAL
OF ALL DEFENDANTS

DATE: September 17, 2010
TIME: 10:00 A.M.
CTRM: 1, 17TH FLOOR

19 I, JASON K. SINGLETON , declare as follows:

20 1. I am an attorney duly licensed to practice in the United States District Court,
21 Northern District of California, and I am one of the attorneys of record for Plaintiff. I have
22 personal and firsthand knowledge of each fact hereinafter set forth and if called to testify could
23 and would competently testify to the matters set forth herein.

24 2. Plaintiff **ASIS** made an offer to Defendants to stipulate to its dismissal.
25 Defendants have refused to stipulate. See Exhibit A attached hereto for the proposed
26 stipulation sent to Defendants and Defendants email refusing to accept
27

28 I declare under penalty of perjury under the laws of the United States of America that

1 the foregoing is true and correct.

2 **SINGLETON LAW GROUP**

3
4 Dated: July 13, 2010

/s/ Jason K. Singleton

Jason K. Singleton

Richard E. Grabowski

Attorneys for Plaintiffs, **ASIS INTERNET SERVICES**
and **JOEL HOUSEHOLDER, dba FOGGY.NET**

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and **JOEL HOUSEHOLDER**

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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **ASIS INTERNET SERVICES, a California**
11 **corporation, and JOEL HOUSEHOLDER, dba**
12 **KNEELAND ENGINEERING, dba FOGGY.NET,**

13 **Plaintiffs,**
14 **vs.**

15 **SUSCRIBERBASE INC., a South Carolina**
16 **Corporation, SUSCRIBERBASE HOLDINGS**
17 **INC., a South Carolina Corporation,**
18 **CONSUMER RESEARCH CORPORATION INC.,**
a South Carolina Corporation, et al.,

Defendants.

CASE NO: CV 09-3503 SC

STIPULATION OF DISMISSAL
WITHOUT PREJUDICE AS TO
DEFENDANTS SUBSCRIBERBASE
INC., SUBSCRIBERBASE HOLDINGS
INC., AND CONSUMER RESEARCH
CORPORATION INC., BY PLAINTIFF
ASIS INTERNET SERVICES ONLY,
AND (Proposed) ORDER

19 Plaintiff **ASIS INTERNET SERVICES** and Defendants **SUBSCRIBERBASE INC.,**
20 **SUBSCRIBERBASE HOLDINGS INC., AND CONSUMER RESEARCH CORPORATION**
21 **INC.,** by and through their respective attorneys of record, hereby stipulate as follows:

22 1. Plaintiff **ASIS INTERNET SERVICES** has resolved all claims and agreed to the
23 dismissal of the above-captioned action without prejudice as to Defendants
24 **SUBSCRIBERBASE INC., SUBSCRIBERBASE HOLDINGS INC., AND CONSUMER**
25 **RESEARCH CORPORATION INC.,** each party to bear its own attorney fees and costs.

26 ///

27 ///

28 ///

2. Accordingly, Plaintiff **ASIS INTERNET SERVICES** requests the Court to dismiss this action without prejudice as to Defendants **SUBSCRIBERBASE INC., SUBSCRIBERBASE HOLDINGS INC., AND CONSUMER RESEARCH CORPORATION INC.**, by Plaintiff **ASIS INTERNET SERVICES, ONLY**.

SINGLETON LAW GROUP

Dated: July __, 2010

Jason K. Singleton
Richard E. Grabowski, Attorneys for Plaintiffs,
**ASIS INTERNET SERVICES and JOEL
HOUSEHOLTER, dba KNEELAND
ENGINEERING, dba FOGGY.NET**

KRONENBERGER BURGOYNE

Dated: July __, 2010

Attorneys for Defendants
**SUBSCRIBERBASE INC., SUBSCRIBERBASE
HOLDINGS INC., AND CONSUMER RESEARCH
CORPORATION INC.**

ORDER OF DISMISSAL WITHOUT PREJUDICE

Having considered the Stipulation of Dismissal without Prejudice and for good cause appearing, it is hereby ORDERED:

1. The action **ASIS et al. v SUBSCRIBERBASE INC., et al.**, Case Number CV-09-3503 SC, is dismissed without prejudice by Plaintiff **ASIS INTERNET SERVICES, ONLY**, as to **SUBSCRIBERBASE INC., SUBSCRIBERBASE HOLDINGS INC., AND CONSUMER RESEARCH CORPORATION INC.**, with each party to bear its own attorneys fees and costs.

Dated: _____

SAMUEL CONTI
UNITED STATES DISTRICT JUDGE

Subject: RE: Asis v Subscriberbase
From: Jeff Rosenfeld <Jeff@KBInternetLaw.com>
Date: Mon, 12 Jul 2010 14:27:07 -0700
To: 'Roberta Alliston' <roberta@singletonlawgroup.com>
CC: Richard Grabowski <rgrabowski@mckinleyville.net>, Jason Singleton <jason@singletonlawgroup.com>

Dear All,

SubscriberBase is not willing to sign the stipulation at this time. SubscriberBase is only interested in resolving all of Plaintiffs' claims, and not just the claims of ASIS.

Sincerely,
Jeff

-----Original Message-----

From: Roberta Alliston [<mailto:roberta@singletonlawgroup.com>]
Sent: Thursday, July 08, 2010 2:03 PM
To: Jeff Rosenfeld
Cc: Richard Grabowski; Jason Singleton
Subject: Asis v Subscriberbase

Jeff:

Asis is willing to dismiss its suit against Subscriberbase. We have prepared a Stipulation for this which is attached. If you agree, please sign and return and we will file with the Court.

--

Roberta Alliston, Legal Assistant
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